

U. S. PATENT AND TRADEMARK OFFICE U.S. DEPARTMENT OF COMMERCE TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 21117YP
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/525470
INTERNATIONAL APPLICATION NO. PCT/US03/26679	INTERNATIONAL FILING DATE 28 August 2003	PRIORITY DATE CLAIMED 29 August 2002
TITLE OF INVENTION INDOLES HAVING ANTI-DIABETIC ACTIVITY		
APPLICANT(S) FOR DO/EO/US John J. Acton III, Peter T. Meinke, Harold B. Wood, Regina M. Black		
<p>Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:</p> <ol style="list-style-type: none"><input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.<input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.<input checked="" type="checkbox"/> This is an express request to begin national examination procedures [35 U.S.C. 371(f)]. The submission must include items (5), (6), (9) and (21) indicated below.<input checked="" type="checkbox"/> The US has been elected (PCT Article 31).<input checked="" type="checkbox"/> A copy of the International Application as filed [35 U.S.C. 371(c)(2)]<ol style="list-style-type: none"><input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).<input type="checkbox"/> has been communicated by the International Bureau.<input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).<input type="checkbox"/> An English language translation of the International Application as filed [35 U.S.C. 371(c)(2)].<ol style="list-style-type: none"><input type="checkbox"/> is attached hereto<input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).<input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)].<ol style="list-style-type: none"><input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).<input type="checkbox"/> have been communicated by the International Bureau.<input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.<input type="checkbox"/> have not been made and will not be made.<input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)].<input checked="" type="checkbox"/> An oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)].<input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)]. <p>Items 11 to 20 below concern other document(s) or information included:</p> <ol style="list-style-type: none"><input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.<input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.<input checked="" type="checkbox"/> A preliminary amendment.<input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.<input type="checkbox"/> A substitute specification.<input type="checkbox"/> A power of attorney and/or change of address letter.<input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13.2 and 37 CFR 1.821 - 1.825.<input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 371(c)(2).<input type="checkbox"/> A second copy of the English language translation of the international application.<input type="checkbox"/> Other items or information:		

EXPRESS MAIL CERTIFICATE
2/24/2005
62 989587536 US
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
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DATE *2/24/05*

DT15 Rec'd PCT/PTO 24 FEB 2005

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <div style="font-size: 24pt; font-weight: bold; margin-top: 10px;">10/525 470</div>		INTERNATIONAL APPLICATION NO. PCT/US03/26679		ATTORNEY'S DOCKET NUMBER 21117YP	
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The following fees are submitted:				CALCULATIONS	PTO USE ONLY
21.	<input checked="" type="checkbox"/>	Basic national fee.....	\$300	\$300.00	
22.	<input checked="" type="checkbox"/>	Examination fee			
If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).....				\$100	
All other situations.....				\$200	
23.	<input checked="" type="checkbox"/>	Search fee			
Search fee [37 CFR 1.445(a)(2)] has been paid on the international application to the USPTO as an International Searching Authority.....				\$100	
International Search Report prepared and provided to the Office.....				\$400	
All other situations.....				\$500	
TOTAL OF 21, 22 and 23=				\$600.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE
64 - 100 =	0 /50	0 = 0	X \$250.00

Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date [37 CFR 1.492(e)].

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE
Total Claims	20 - 20 =	0	X \$50.00
Independent Claims	1 - 3 =	0	X \$200.00

MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$360.00

TOTAL OF ABOVE CALCULATIONS (SUBTOTAL)	=	\$600.00
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Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). +

TOTAL NATIONAL FEE	=	\$600.00
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Fee for recording the enclosed assignment [37 CFR 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property. +

TOTAL FEES ENCLOSED	=	\$600.00
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	Amount to be refunded:	
	Amount to be charged:	

a. ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.

b. ☒ Please charge my Deposit Account No. 13-2755 in the amount of \$600.00 to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to the Deposit Account No. 13-2755. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

Customer No. 000210

MERCK & CO., INC.
 Patent Department, RY60-30
 P.O. Box 2000
 126 East Lincoln Avenue
 Rahway, New Jersey 07065-0970

DATE: February 24, 2005

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